

CARLOS M. RAMIREZ
MAYOR

MONICA D. CUNNINGHAM
CHIEF ADMINISTRATIVE OFFICER

ESTRELLA ESCOBAR
EXECUTIVE ASSISTANT TO THE MAYOR

MARK THREADGILL
EXECUTIVE ASSISTANT TO THE MAYOR



CITY COUNCIL

JAN SUMRALL
DISTRICT NO. 1

ROSE RODRIGUEZ
DISTRICT NO. 2

LARRY M. MEDINA
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

PAUL JOSEPH ESCOBAR
DISTRICT NO. 6

LUIS G. SARIÑANA
DISTRICT NO. 7

ELVIA G. HERNANDEZ
DISTRICT NO. 8

REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
MARCH 6, 2001
9:00 A.M.

The City Council met in regular session at the above place and date. Mayor Carlos M. Ramirez present and presiding and the following Council Members answered roll call: Jan Sumrall, Rose Rodriguez, Larry M. Medina, John F. Cook, Presi Ortega, Jr., Paul Joseph Escobar, Luis G. Sariñana and Elvia G. Hernandez. Absent: None. Meeting was called to order and the invocation was given by Reverend Charles Nieman, Abundant Living Faith Center, followed by the Pledge of Allegiance to the Flag of the United States of America, Mayor's Proclamations & Certificates.

.....
The Mayor & City Council Representatives recognized The El Paso Parks & Recreation Department - Marcos B. Armijo Recreation Center, Sandra Rodriguez and Enrique Valadez, for receiving the distinguished award - Arts and Humanities Award, Class 1, from The Texas Recreation and Parks Society (TRAPS) at their Annual Conference in Conroe, Texas on February 23, 2001 for the Parks and Recreation Summer "Club Rec" Program "FIESTA CALIENTE".

No formal action was taken.

Mr. Charles Nutter, Director of Parks & Recreation, explained that at a recent meeting of the Texas Recreation Parks Society, the Parks & Recreation Department received the Arts and Humanities award for Class 1 (Cities over 200,000 in Texas) recognizing the "Fiesta Caliente" summer Club Rec Program at the Armijo Center. The two people responsible are Ms. Sandra Rodriguez, Director of Armijo Center and Mr. Enrique Valadez, who wrote and directed the "Fiesta Caliente" program. He stated the Parks & Recreation Department has a plethora of very fine employees and these are results the City gets.

Mr. Enrique Valadez explained that the kids had fun and learned such things as cultural awareness. He added this was part of the Parks & Recreation Department working for the kids.

Ms. Lorraine Huitt, Chair of the Parks & Recreation Advisory Board, stated that the Parks & Recreation Department out does itself every year. She thanked Council for allocating the monies to the Department. She added that the Board supports these types of activities and funding given to the Department. Representative Sumrall mentioned that Sally Gavlick received TRAPS award as well.

.....
Motion made by Representative Ortega, seconded by Representative Cook and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted.
(Items approved under Consent Agenda will be shown with an asterisk {*}).
.....

*Motion made, seconded and unanimously carried to approve the Minutes for Regular City Council Meeting of February 13, 2001.

.....
*Motion made, seconded and unanimously carried to postpone one week the Resolution that the Mayor be authorized to sign an Contract between the City of El Paso and Keep El Paso Beautiful, Inc. in the amount of \$40,000.00 whereby Keep El Paso Beautiful, Inc. agrees to perform services, including educating the community about long-term benefits of developing and maintaining a clean and healthy community for the period beginning at the execution of this contract through August 31, 2001, subject to Civil Service approval.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the First Amendment to the Air Cargo Center Agreement by and between the CITY OF EL PASO and EGL Eagle Global Logistics, amending the agreement to represent correctly the date of the Lessee's occupation of the Premises located at 301 George Perry Blvd.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement for Appraisal Services between the City of El Paso and William Scott Burns & Company, Inc. for the following described parcel of land and improvements thereupon: Lot 1 and Lot 2, Block 17, El Paso International Airport Tracts, Unit 9, known as 8101 Boeing and 8201 Boeing Drive, City of El Paso, El Paso County, Texas.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City agrees to fund the installation of (11) street lights in the Skyview Addition at a cost of THIRTY-TWO THOUSAND TWENTY-FIVE DOLLARS (\$32,025.00) at the following locations:

1. Behind 9574 Dyer St.
2. At or near 5211 Threadgill Ave.
3. Southeast corner Charleston St. and Threadgill Ave.
4. Southwest corner Rutledge Dr. & Threadgill Ave.
5. Between Waverly Dr. & Albany Dr.
6. Between Albany Dr. & Verbena Dr.
7. At or near 5756 Threadgill Ave.
8. On Sanders Ave. 200 feet east of Dyer St.
9. On Sanders Ave. 450 feet east of Dyer St.
10. Southeast corner of Sanders Dr. & Shoppers Dr.
11. On Sanders Ave. between Shoppers Dr. and Salisbury Ave.

And that the Engineering Department, Traffic Division, be authorized to operate and maintain the above street lights. This project is a part of the Twenty-sixth Year (2000-2001) Community Development Program with funds available in Account Number 150069 7126CD 0017.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor on behalf of the City and the City Clerk, be authorized to sign a Release of Lien in the amount of TWELVE THOUSAND TWO HUNDRED FIFTY AND NO/100THS DOLLARS (\$12,250.00 - \$4,300 loan/\$7,950 grant) against the following described real property:

Lot 6, Block 76, CAMPBELL ADDITION, an Addition to the City of El Paso, El Paso County, Texas; also known and numbered as 809 S. Kansas, El Paso, Texas 79902.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of TWENTY THREE AND 52/100THS DOLLARS (\$23.52).

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement granting an Underground Electrical Easement with a transformer site to the El Paso Electric Company on Lot 1, Block 1, Butterfield Trail Aviation Park Unit 1, El Paso County, Texas.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign a Cooperative Agreement between the CITY OF EL PASO and the COUNTY OF EL PASO to continue a Public Health District better known as the El Paso City-County Health and Environmental District: Providing for the continuation of the eleven member administrative Public Health Board; Establishing the duties of the Public Health Board; Sharing the cost of the operation, excluding indirect costs, according to funding formulas outlined in the Agreement; and Outlining the duties and responsibilities of the Health District Director.

Mayor Carlos M. Ramirez stated this is the Agreement that was negotiated with the County that gives a firm base of sharing the expenses. A formula was negotiated and decided that the City will fund 2/3 and the County will fund 1/3 and now mandates the County to fund the City/County health efforts.

Mr. Gilbert Gutierrez, Health Administrator for the El Paso City/County Health and Environmental District, explained that there is now a formula that clearly outlines the fiscal responsibilities of the City and County based on the General Fund appropriations available to each entity. This will now clearly give us direction and opportunity to put together long-term, strategic plans because the funding issues are now resolved. He stated that the Board of Health will consist of 10 members and an additional Chairperson. This Chair will be jointly appointed by the Mayor and the County Judge and the agreement establishes the duties of the Public Health Board and outlines the duties and responsibilities of Health District Director.

Mayor Ramirez reiterated that this firmly defines the fiscal responsibilities.

Representative Medina asked Mr. Gutierrez how the current appointments of the Board are selected. He asked Mayor Ramirez what process would be required to appoint an individual to this Board.

Mr. Gutierrez stated under the new Agreement it would be five from the City and five from the County.

Mayor Ramirez explained that there are requirements that the members of the Board must meet. These candidates are brought to the Mayor's attention and then brought to Council for approval. This applies to the County as well. The names are submitted to the County Commissioners who then select one name.

Representative Medina asked about the funding formula and stated it is based upon the City's total general fund budget and the County's total general fund budget and how is it currently structured.

Mr. Gutierrez responded it is currently the 65-35%, however, in the future the Health District will refer back to the total appropriations available to both entities and those percentages might change due to growth.

Representative Medina asked that if the City's budget grows then the City's percentage will increase, however, if the County's budget stagnates then a greater percentage of the City/County Health District will be paid for by the City.

Mr. Gutierrez responded if the percentage of the County would remain the same, that might be a possibility.

Representative Sariñana stated he commended the Mayor for doing this and added the City and County are jointly fiscally responsible for this. He asked if the County has reimbursed the City the money that they owe.

Mayor stated this Agreement also stipulates payment upon receipt of documentation.

Ms. Monica D. Cunningham, Chief Administrative Officer, explained that she would not characterize it as the County owing money, but in the last two years discussions have been held regarding what share the County should pay versus the City. For the past two years, the City has received what the Commissioner's Court committed to give the City, not based on this formula. This formula is now and going forward.

Representative Hernandez asked with the Medicaid issue and lack of parity, would this affect the City in any way.

Mr. Gutierrez explained one of the stipulations in the Agreement is that the total amount of revenues available to the Health District are netted out of the total expenditures that the department has. He stated the department will be impacted, as far as Medicaid revenues, due to Medicaid reimbursement for child health exams and immunization programs.

Representative Hernandez stated the volume will go up due to more people wanting their services.

Representative Ortega stated he would get with Mr. Gutierrez to discuss the disparities in funding.

Motion made by Representative Medina, seconded by Representative Sumrall and unanimously carried to approve the above Resolution.

.....

306

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Cooperative Working Agreement between the City of El Paso and the El Paso Shelter for Battered Women, in conjunction with the submission of three VOCA grants by the Shelter. This agreement does not require or obligate any City funds.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign Amendment No. 1 to Texas Natural Resource Conservation Commission (TNRCC) Contract No. 582-0-80335, on behalf of the El Paso City-County Health and Environmental District.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign Amendment No. 1 to Texas Natural Resource Conservation Commission (TNRCC) Contract No. 582-1-87081, on behalf of the El Paso City-County Health and Environmental District.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign Amendment No. 1 to Texas Natural Resource Conservation Commission (TNRCC) Contract No. 582-1-89385, on behalf of the El Paso City-County Health and Environmental District.

***RESOLUTION**

WHEREAS, in accordance with Section 18.52.040 and Section 18.52.080 of the El Paso City Code, the City Council of the City of El Paso, by Resolution dated the 27th day of July, 2000, after due notice and hearing, ordered ERNEST R. HERNANDEZ, record Owner of the hereinafter described property secure the Building and maintain the Building secure, and clean the premises of all weeds, trash, and debris, and the owners having failed after due notice to comply with such ORDER, any mortgagees, lienholders and other persons having an interest in the property have an additional ten (10) days to secure the Building, and clean the premises of all weeds, trash and debris; and the mortgagees, lienholders and other persons having an interest in the property failed after due notice to comply with such ORDER, the Street Department proceeded to secure the building and clean the premises of all weeds, trash, and debris.

WHEREAS, the Deputy Director for Building Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of securing and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Tract 45, First Supplemental Map of Parkland Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof recorded in Volume 16, Plat Records of El Paso County, Texas,

to be \$5,768.50, performed by the City of El Paso Street Department, \$508.62 incurred by the City Attorney's Office and City Clerk's Office in providing notice, and obtaining title report, making a total of \$6,277.12. The City Council finds that the work was completed on the 10th day of November, 2000 and secured again on the 7th day of February, 2001 and approves the costs.

2. That the City Council, in accordance with Section 18.52.040 of the El Paso City Code, declares the above total amount of SIX THOUSAND TWO HUNDRED SEVENTY-SEVEN AND 12/XX DOLLARS (\$6,277.12) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....
***RESOLUTION**

WHEREAS, in accordance with Section 18.52.040 and Section 18.52.080 of the El Paso City Code, the City Council of the City of El Paso, by Resolution dated the 5th day of September, 2000 and on the 10th day of October, 2000, after due notice and hearing, ordered REYNALDO AND LEONOR BADILLO, record Owners of the hereinafter described property demolish the Buildings, and clean the premises of all weeds, trash, and debris, and the owners having failed after due notice to comply with such ORDER, any mortgagees, lienholders and other persons having an interest in the property have an additional ten (10) days to demolish the Buildings, and clean the premises of all weeds, trash and debris; and the mortgagees, lienholders and other persons having an interest in the property failed after due notice to comply with such ORDER, the Street Department proceeded to demolish the Buildings and clean the premises of all weeds, trash, and debris.

WHEREAS, the Deputy Director for Building Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of demolishing the Buildings and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

The West 209.18 Feet of the North ½ of Lot 6, Alameda Acres, an Addition to the City of El Paso County, Texas, according to the plat thereof, recorded in Volume 4, Page 12, Plat Records of El Paso County, Texas,

to be \$9,839.32, performed by the City of El Paso Street Department, \$361.83 incurred by the City Attorney's Office and City Clerk's Office in providing notice, and obtaining title report, making a total of \$10,201.15. The City Council finds that the work was completed on the 25th day of January, 2001, and approves the costs.

2. That the City Council, in accordance with Section 18.52.040 of the El Paso City Code, declares the above total amount of TEN THOUSAND TWO HUNDRED ONE AND 15/XX DOLLARS (\$10,201.15) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Section 18.52.040 and Section 18.52.080 of the El Paso City Code, the City Council of the City of El Paso, by Resolution dated the 3rd day of October, 2000, and on the 28th day of November, 2000, after due notice and hearing, ordered V.C AND DOROTHY DAVIS, record Owners of the hereinafter described property secure the Building with a 6 foot chain link fence and maintain the Building secure, demolish the accessory structures, and clean the premises of all weeds, trash, and debris, and the owners having failed after due notice to comply with such ORDER, any mortgagees, lienholders and other persons having an interest in the property have an additional ten (10) days to secure the Building with a 6 foot chain link fence and maintain the Building secure, demolish the accessory structures, and clean the premises of all weeds, trash and debris; and the mortgagees, lienholders and other persons having an interest in the property failed after due notice to comply with such ORDER, the Street Department proceeded to secure the building with a 6 foot chain line fence, demolish the accessory structures, and clean the premises of all weeds, trash, and debris.

WHEREAS, the Deputy Director for Building Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of securing the Building with a 6 foot chain link fence, demolishing the accessory structures and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

A portion of Lot 6, Block 8, Pasodale Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 13, Page 40, Plat Records of El Paso County, Texas and the West portion of Tract 14, Supplemental Map of McElroy Acres, an addition to the City of El Paso, El Paso County, Texas, According to the plat thereof, recorded in Volume 1, Page 10, Plat Records of El Paso County, Texas.

to be \$10,554.62, performed by the City of El Paso Street Department, \$846.82 incurred by the City Attorney's Office and City Clerk's Office in providing notice, and obtaining title report, making a total of \$11,401.44. The City Council finds that the work was completed on the 18th day of January, 2001, and approves the costs.

2. That the City Council, in accordance with Section 18.52.040 of the El Paso City Code, declares the above total amount of ELEVEN THOUSAND FOUR HUNDRED ONE AND 44/XX DOLLARS (\$11,401.44) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Section 18.52.040 and Section 18.52.080 of the El Paso City Code, the City Council of the City of El Paso, by Resolution dated the 8th day of August, 2000 and on the 19th day of September, 2000, after due notice and hearing, ordered THOMAS Y. LEGASPI, record Owner of the hereinafter described property secure the Building and maintain the Building secure, and clean the premises of all weeds, trash, and debris, and the owners having complied after due notice to comply with such ORDER,

WHEREAS, the Deputy Director for Building Services Department has reported the cost of incurred by the City Attorney's Office and City Clerk's Office in providing notice, and obtaining title report in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of securing and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lot 11, Block 13, Supplemental Map No. 1 of East El Paso, City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 1, Page 51, Plat Records of El Paso County, Texas,

to be \$462.02 incurred by the City Attorney's Office and City Clerk's Office in providing notice, and obtaining title report, making a total of \$462.02. The City Council finds that the work was completed on the 7th day of February, 2001, and approves the costs.

2. That the City Council, in accordance with Section 18.52.040 of the El Paso City Code, declares the above total amount of FOUR HUNDRED SIXTY-TWO AND 02/XX DOLLARS (\$462.02) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....
***RESOLUTION**

WHEREAS, in accordance with Section 18.52.040 and Section 18.52.080 of the El Paso City Code, the City Council of the City of El Paso, by Resolution dated the 19th day of September, 2000, and the 21st day of November 2000, after due notice and hearing, ordered JUAN A. RIVERA, record Owner of the hereinafter described property demolish the Building, and clean the premises of all weeds, trash, and debris, and the owners having failed after due notice to comply with such ORDER, any mortgagees, lienholders and other persons having an interest in the property have an additional ten (10) days to demolish the Building, and clean the premises of all weeds, trash and debris; and the mortgagees, lienholders and other persons having an interest in the property failed after due notice to comply with such ORDER, the Street Department proceeded to secure the building and clean the premises of all weeds, trash, and debris.

WHEREAS, the Deputy Director for Building Services Department has reported the cost of doing such work in the amount hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council determines the actual cost of demolishing the Building and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

302

Lots 7 and 8, Block 5, Sambrano Suburb, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 2, Page 2, Plat Records of El Paso County, Texas,

to be \$2,614.68, performed by the City of El Paso Street Department, \$296.45 incurred by the City Attorney's Office and City Clerk's Office in providing notice, and obtaining title report, making a total of \$2,911.13. The City Council finds that the work was completed on the 18th day of January, 2001, and approves the costs.

2. That the City Council, in accordance with Section 18.52.040 of the El Paso City Code, declares the above total amount of TWO THOUSAND NINE HUNDRED ELEVEN AND 13/XX DOLLARS (\$2,911.13) to be a lien on the above-described property.

3. That the City Clerk is directed to give notice of this lien by filing a copy of this Resolution for record with the County Clerk.

4. That all records of the City Clerk's Office relating to the proceeding against the above-described property are made a part of this Resolution by reference.

.....
***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000/2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

**NOLAN RICHARDSON RECREATION CENTER
NO. 510074, SUB-OBJECT 202215**

1. CONTRACTOR: Fernando Arriaga, Karate Instructor
DATES: March 1, 2001, thru August 30, 2001
RATE PER CL: \$11.50
MAXIMUM AMT: \$1,955.00
CONTRACT: 2000/2001-152
2. CONTRACTOR: Manny Juarez, Spanish Instructor
DATES: March 3, 2001, thru August 25, 2001
RATE PER CL: \$13.00
MAXIMUM AMT: \$390.00
CONTRACT: 2000/2001-153
3. CONTRACTOR: Mary Lou Martinez, Aerobics Instructor
DATES: March 2, 2001, thru August 31, 2001
RATE PER CL: \$10.00
MAXIMUM AMT: \$820.00
CONTRACT: 2000/2001-154

**PAVO REAL RECREATION CENTER
NO. 510115, SUB-OBJECT 202215**

4. CONTRACTOR: Joann Lopez, Scorekeeper Men's Basketball
DATES: February 27, 2001 thru August 30, 2001

RATE PER GM \$6.25
MAXIMUM AMT: \$200.00
CONTRACT: 2000/2001-155

5. CONTRACTOR: Gilbert Velasquez, Scorekeeper for Midnight Basketball
DATES: February 27, 2001 thru March 31, 2001
RATE PER GM: \$6.00
MAXIMUM AMT: \$288.00
CONTRACT: 2000/2001-156

**PAVO REAL RECREATION CENTER
NO. 510115, SUB-OBJECT 202214**

6. CONTRACTOR: Sergio Uranga, Kick Boxing Instructor
DATES: March 6, 2001, thru August 30, 2001
RATE PER CL: \$8.80
MAXIMUM AMT: \$915.20
CONTRACT: 2000/2001-157

**CAROLINA RECREATION CENTER
NO. 510073, SUB-OBJECT 202214**

7. CONTRACTOR: Rebecca Becerra, Aerobics Instructor (Bodyworks)
DATES: March 1, 2001, thru May 31, 2001
RATE PER CL: \$13.70
MAXIMUM AMT: \$904.20
CONTRACT: 2000/2001-158
8. CONTRACTOR: Gonzalo Delgado, Boxing Program Coordinator
DATES: March 1, 2001, thru May 31, 2001
RATE PER CL: \$7.90
MAXIMUM AMT: \$1,042.80
CONTRACT: 2000/2001-159
9. CONTRACTOR: Claudia Martinez, Folklorico Instructor
DATES: March 1, 2001, thru May 31, 2001
RATE PER CL: \$10.30
MAXIMUM AMT: \$535.60
CONTRACT: 2000/2001-160
10. CONTRACTOR: Virginia Quiñonez, Aerobics Instructor
DATES: March 1, 2001, thru May 31, 2001
RATE PER CL: \$6.90
MAXIMUM AMT: \$455.40
CONTRACT: 2000/2001-161
11. CONTRACTOR: Miguel Reyes, Karate Instructor
DATES: March 1, 2001, thru May 31, 2001
RATE PER CL: \$5.25
MAXIMUM AMT: \$210.00
CONTRACT: 2000/2001-162

12. CONTRACTOR: Alba Rubio, Kick Boxing Instructor
 DATES: March 1, 2001, thru May 31, 2001
 RATE PER CL: \$13.70
 MAXIMUM AMT: \$726.10
 CONTRACT: 2000/2001-163

13. CONTRACTOR: Martin Saenz, Sports Scorekeeper (Various Sports)
 DATES: March 1, 2001, thru May 31, 2001
 RATE PER GM: \$5.25
 MAXIMUM AMT: \$446.25
 CONTRACT: 2000/2001-164

*R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000/2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

SUN COUNTRY

NO. 150056, 7126CD, 0005 GRANT DETAIL, SUBOBJECT 202214

1. CONTRACTOR: George G. Adams, Fine Arts Instructor
 DATES: March 1, 2001, thru May 31, 2001
 RATE PER CL: \$20.00
 MAXIMUM AMT: \$1,000.00
 CONTRACT: 2000/2001-165

2. CONTRACTOR: Carlos Rosas, Fine Arts Instructor
 DATES: March 1, 2001, thru May 31, 2001
 RATE PER CL: \$20.00
 MAXIMUM AMT: \$1,000.00
 CONTRACT: 2000/2001-166

*R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Employee Contractor contract on behalf of the Parks & Recreation Department. Funding for this contract is in Fiscal Year 2000-2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

AQUATICS

NO. 010281, SUB-OBJECT 201011

1. CONTRACTOR: Matthew Paul Paez, Lifeguard I, Step 1
 DATES: March 5, 2001, September 30, 2001
 RATES PER HR: \$6.00
 CONTRACT NO: 2000/2001-184

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Employee Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000-2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

AQUATICS

NO. 010281, SUB-OBJECT 201011

1. **CONTRACTOR:** Raul Martin Melano, Jr., Lifeguard Trainee
 DATES: March 5, 2001, thru September 30, 2001
 RATES PER HR: \$5.25
 CONTRACT NO: 2000/2001-185

2. **CONTRACTOR:** Virginia Veronica Vega, Swim Instructor I, Step1
 DATES: May 15, 2001, thru September 30, 2001
 RATES PER HR: \$5.35
 CONTRACT NO: 2000/2001-186

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Employee Contractor contract on behalf of the Parks & Recreation Department. Funding for this contract is in Fiscal Year 2000-2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

AQUATICS

NO. 010281, SUB-OBJECT 201011

1. **CONTRACTOR:** Sheri Cody, Lifeguard II, Step 2
 DATES: February 26, 2000, through September 30, 2001
 RATES PER HR: \$6.60
 CONTRACT NO: 2000/2001-187

*Motion made, seconded and unanimously carried to delete the Resolution that the Mayor be authorized to sign a grant, and any related documents, between the CITY OF EL PASO and the PASO DEL NORTE HEALTH FOUNDATION on behalf of the Parks and Recreation Department to support the Ageless Health Initiative Program at the South El Paso Senior Center for the amount of TEN THOUSAND FIVE HUNDRED FIFTEEN AND 87/100 DOLLARS (\$10,515.87), which will provide a staff person to supervise an indoor walking program that enables seniors to walk at their leisure, awarding T-shirts as an incentive to improve their overall health.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Graduate Intern Employment Contract between the CITY OF EL PASO and JUAN A. SAENZ, as a Graduate Intern for the Office of Management & Budget at the rate of

\$8.25 per hour, up to 40 hours per week. The term of the contract is from March 15, 2001 through March 14, 2002.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Volunteer Services Agreements between the City of El Paso and the following Volunteers to present programs at various branches of the El Paso Public Library.

1. American Red Cross, March 20 and 22, 2001, at the Cielo Vista Branch library.
2. Luis Arturo Ramos with the University of Texas at El Paso, September 8 and 22, 2001 at the Richard Burges Branch; October 13 and 27, 2001 at the Clardy Fox Branch; and November 10 and 24, 2001 at the Armijo Branch.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract for an Independent Contractor between the **CITY OF EL PASO** and **GAYLE ANN TRAVIS** to conduct 2 workshops for the Texas Trans-Pecos Library System on March 8, 2001 in Marfa, Texas, and on March 9, 2001 in El Paso, Texas. The Contractor shall be paid an Honorarium of \$900.00 (\$450.00 per workshop) plus travel, per diem, lodging and miscellaneous expenses of \$700.00. The total amount of the contract shall not exceed \$1,600.00.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **ROSALINDA S. VARGAS** to perform the duties of a Wardrobe Person for the Arts Resources Department at the rate of \$9.25 per hour, not to exceed 20 hours per week. The contract period will be from March 12, 2001 through March 11, 2002.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Temporary Services Contract between the **CITY OF EL PASO** and **ELIZABETH RUVALCABA** as sales clerk at the El Paso Museum of Art's Gift Shop. The contractor shall be paid \$8.50 per hour, for a minimum of 16 hours per week and a maximum of 40 hours per week. The contract period shall be from March 12, 2001 through March 11, 2002.

.....
***RESOLUTION**

You are hereby notified that at 9:00 a.m. on the 3rd day of April, 2001 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 7940-48 Mansfield Avenue, in El Paso, Texas, which property is more particularly described as:

A portion of Tracts 1 & 2, Block 1, Christy Tract, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 6, Page 48, Plat Records of El Paso County, Texas.

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Carefree Homes, L. P., 1560 Goodyear Dr., El Paso, Texas 79905 is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Buildings should not be declared a nuisance and ordered to be abated; and

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to comply with the ordinance and the time it will take to reasonably perform the work.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or all of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Buildings in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner show that the property is the Owners' lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owners and all other persons having an interest in the property as provided by law.

.....
*Motion made, seconded and carried that the following Housing Reconstruction application be approved in the amount shown below as recommended by the Director of Community and Human Development and that the City Comptroller be authorized to issue a check in the amount shown below for the approved application.

| | |
|-------------------------|--------------------|
| H-01-02-OL-1504 | Loan: \$50,400.00 |
| Interest: 0% | Total: \$50,400.00 |
| 2829 Frankfort Ave (30) | Term: 20 years |

.....
*Motion made, seconded and carried that the following First Time Home Buyers applications be approved in the amounts shown below as recommended by the Director of Community and Human Development and that the City Comptroller be authorized to issue checks in the amounts shown below for the approved applications.

- A. 01-02-FTHB/HL-0447 Loan: \$20,000.00
Interest 0% Term: 357 months
1605 Passero Drive (03)

- B. 01-02-FTHB/HLG-0448 Loan: \$10,000.00
Interest 0% Grant: \$10,000.00
10060 Kirwood St. (24) Term: 360 months

- C. 01-2-FTHB/HL-0450 Loan: \$20,000.00
Interest 0% Term: 357 months
12000 Willowmist (36)

.....
 *Motion made, seconded and unanimously carried that the street and drainage improvements in the following subdivision be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications.

Subdivision: Pan American Center for Industry Unit III

Street Improvements:

Plaza Circle From Station 10+60 to the end of cul-de-sac

.....
 *Motion made, seconded and unanimously carried that the street and drainage improvements in the following subdivision be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications.

Subdivision: Corrales Estates Unit Two

Street Improvements:

Tio Dink Circle - from the south-easterly property line of Lot 1, Block 3, to the south-westerly property line of Lot 42, Block 3.

Sandra Way - from Tio Dink Circle to the end of cul-de-sac.

Anna Martha Way - from Tio Dink Circle to the end of cul-de-sac.

.....
 *Motion made, seconded and unanimously carried to approve the request to fill positions on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

- A. Auto Shop Helper, Sun Metro (2 positions)
- B. Clerk Typist II, Street Department (1 position)

.....
 *Motion made, seconded and unanimously carried to approve the requests for provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

- A. Custodial Worker, Airport (1 position)
- B. E.P.W.U. Labor Lead Worker II - Sewer, EPWU (1 position)

.....

*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Purchasing Department:

| | | | |
|--------|---|-----------------------------------|-------|
| Delete | 1 | Contract Compliance Administrator | PM 77 |
| Add | 1 | Contract Compliance Specialist | GS 23 |

.....
*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Planning Department:

| | | | |
|-----|---|-----------|-------|
| Add | 5 | Planner I | PM 72 |
|-----|---|-----------|-------|

.....
*Motion made, seconded and unanimously carried to remove Dr. Nancy Harvey from the City/County Animal Shelter Advisory Committee as requested by Representative Hernandez.

.....
*Motion made, seconded and unanimously carried to appoint Dr. Mary Janie Grant to the City/County Animal Shelter Advisory Committee by Representative Hernandez.

.....
*Motion made, seconded and unanimously carried to appoint Lois Pelkey to the Art Museum Advisory Board by Representative Cook.

.....
*Motion made, seconded and unanimously carried to appoint Julie Delgado to the Art Museum Advisory Board by Representative Cook.

.....
Motion made, seconded and unanimously carried to move to the regular agenda the Request for the Director of Purchasing to exercise the City's option to extend Contract No. 1999-51-269C between the City of El Paso and Ivan's Pumping Service.

Representative Sariñana questioned how the City distributes the portable restrooms.

Mr. Byron Johnson, Director of Purchasing, explained that the City has different types of contracts, those that have two times a week cleaning or three times a week. The Parks Department then moves the restrooms to the appropriate locations.

Mr. Charles Nutter, Director of Parks & Recreation, explained distribution is based on need, scheduling and permitting, and priority goes to high intensive sports activities. These restrooms are rarely put out on low use parks.

Representative Sariñana asked about portable units in every park. He asked about Shawver Park and installing portables.

Mr. Nutter stated that with some of the bond money, the Parks Department will be enclosing the permanent facilities and a few more permanent restrooms will be built. He explained that a permanent restroom is located at Shawver Park in the swimming pool area. Mr. Nutter agreed to provide a schedule of sporting events to Representative Sariñana.

Representative Escobar asked who checks Ivan's Pumping Service to ensure they are in compliance. He mentioned the problems at Capistrano Park stating that the units have not been maintained as they should be. Representative Escobar asked Mr. Nutter to have his employees pay attention to those facilities at Capistrano Park.

Mr. Nutter responded the Parks Maintenance people do a follow up check and Parks Sports staff check as well. He stated, as Mr. Johnson explained, there are two different contracts with different clauses. If

problems have been found they are corrected. He asked Council Members to please refer the complaints to the Parks & Recreation Department and they will check into it.

Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried to authorize the Director of Purchasing to exercise the City's option to extend Contract No. 1999-51-269C between the City of El Paso and Ivan's Pumping Service, El Paso, Texas to provide Rentals of Portable Restrooms for the City of El Paso Parks & Recreation Department (for two additional years) starting November 1, 2002, and ending October 31, 2004.

Department: Parks & Recreation Department
Funds available: 010216-202411
Funding source: General Fund
Total amount: \$40,000.00 (estimated annually)

Representatives Medina and Ortega were not present for the vote.

.....
*Motion made, seconded and unanimously carried to award Bid No. 2001-048 Tire and Roadside Service

Award to: Vendor 1: Martin Tire Company
El Paso, Texas
Item: Groups A & B, All Items
Amount: \$50,000.00 (estimated annually)

Award to: Vendor 2: R.B. Wicker Tire & Rubber Company
El Paso, Texas
Item: Groups C and Part II, All items
Amount: \$50,000.00 (estimated annually)

Department: Equipment Maintenance
Funds available: 370510-203121 and 370510-203125
Funding source: Equipment Maintenance Internal Service Fund
Total award: \$100,000.00

The Equipment Maintenance and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor #2 offers the City the option to extend the term of the contract for one (1) & two (2) additional year(s) at the same unit prices if the option is exercised within one (1) or two (2) year(s) from the date of award of the contract.

This is a Requirements Type Contract with an initial term of thirty six (36) months.

.....
Motion made, seconded and unanimously carried to move to the regular agenda Bid No. 2001-109, Project: P.G.H.M.A.C. Surface Course 2001, recommended Contractor: Asphalt Pavers, Inc.

Representative Sariñana stated that he had not seen the new resurfacing list.

Mr. Byron Johnson, Director of Purchasing, explained the contract on the agenda today is for the performance grade and powder based asphalt. This is not the resurfacing bid, which is scheduled to be awarded on the May 1st agenda.

Motion made by Representative Sariñana, seconded by Representative Escobar and unanimously carried to award Bid No. 2001-109

Project: P.G.H.M.A.C. Surface Course 2001
Contractor: Asphalt Pavers, Inc.
El Paso, Texas
Department: Street
Funding: 010200-292227 - General Revenue
Base Bid: \$1,079,100.00
Total Award: \$1,079,100.00

That the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the Deputy Director for Engineering, the Purchasing Contract Compliance Administrator and the City Attorney.

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

Description or Explanation:

Total Recommended Award: \$1,079,100.00 (Estimate)

.....
Motion made, seconded and unanimously carried to move to the regular agenda RFP No. 2001-017R - Financial and Human Resources Management System (FHRMS)

Representative Sumrall stated this will make a huge difference in the way the City does business. She thanked the Mayor and all those who worked on this. She added this will save the City a considerable amount of money. She asked how soon this would be up and running, how much of the City's staff will this take and how much will be run offsite.

Mr. Bill Chapman, Chief Financial Officer, explained the system will be up and running by September 1, 2001. He stated PeopleSoft will be utilized as the offsite facility and a minimal amount of City staff will be utilized during the implementation of the new software. The City will not have to purchase additional hardware and these savings will be utilized in other areas. Mr. Chapman expounded on the capabilities of the new software.

Representative Cook stated he was happy to see this become a reality. He complimented Mr. Chapman and Mr. Johnson for putting together the evaluation team. He stated his concerns were in regard to the ASP capacity and also the conversion from FAMIS to ASP.

Mr. Mark Threadgill, Executive Assistant to the Mayor (Information Services), explained after the functional staff had an opportunity to look at the applications that best met their needs, then the Information Services Department looked into which direction the City would take in regard to hosting the software. Mr. Threadgill commented on the capabilities of the PeopleSoft facility in California. He stated this is a very well thought out, very well supported solution. Mr. Threadgill explained PeopleSoft is the software application, eVerge will be doing the implementation. Mr. Threadgill stated eVerge has done mainframe to PeopleSoft conversions before.

Representative Cook asked Mr. Chapman whether he was satisfied with the company's capabilities to perform governmental accounting procedures. Representative Cook complimented all City staff.

Mr. Chapman responded it has GASB 34 compliance.

Representative Ortega asked when the City last upgraded hardware and/or software. He asked if there might be a way to calculate property tax dollars per district and then tax dollars spent per district.

Mr. Chapman stated software was upgraded 2½ years ago. Mr. Chapman responded he did not believe there was a way to calculate property tax dollars per district; however, the information comes from the Central Appraisal District. If the CAD would provide the district number in the invoices, the City could do this.

Representative Sariñana asked about the selling of 2000 Certificates of Obligation and the contract with the County for \$600,000.00. He then asked representatives from PeopleSoft and eVerge questions.

Mr. Chapman responded that due to inability of the County to provide a backup system, funds were originally set aside to purchase hardware equipment. Mr. Chapman stated the \$600,000.00 was for operations.

Mr. Alex Karakozoff, from PeopleSoft, Vice-President for eCenter World Wide, addressed Representative Sariñana's concerns.

Representative Sumrall asked who the local representative from eVerge is.

Mr. Tom Reidy, from eVerge, Vice-President Emerging Technologies, replied Zach Bacharidge, Project Manager, will be the lead. Mr. Byron Johnson, Director of Purchasing, stated Kronos will be utilized for timekeeping. Mr. Karakozoff stated that it should take less than one day.

Representative Sumrall asked if Ed Gamboa was the local representative working with PeopleSoft.

Mr. Chapman responded yes he is. He added that the implementation by September 1st would allow the City to start the fiscal year with new data. The basic system will be up and running by September 1st.

Mayor Carlos M. Ramirez explained that the City will be installing a system that will meet the City's needs, is flexible and will fit the City's budget well. He congratulated staff on their efforts.

Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to award RFP No. 2001-017R - Financial and Human Resources Management System (FHRMS)

| | |
|-----------|--|
| Award to: | 1.) eVerge, Inc. Amount: \$2,888,000.00 (Estimated) |
| | 2.) PeopleSoft, Inc. Amount: \$4,584,637.00 (Estimated) |
| | 3.) Kronos, Inc. Amount: \$1,159,223.00 (Estimated) |
| | 4.) CORE Technologies Amount: \$ 205,339.00 (Estimated) |

| | |
|------------------|---|
| Department(s): | All |
| Funds Available: | 2000 Certificates of Obligation \$1,500,000.00 2001 Certificates of Obligation \$3,500,000.00 Regular 102 Capital Account \$ 146,557.00 |

Funding Source: Other funding sources including operating accounts over the sixty (60) month contract: Various.
Award: \$8,837,199.00 (Estimated over sixty (60) months)

The FHRSM review committee recommends that Council award the contract to eVerge for the implementation of the FHRMS system and to the other companies as detailed in the backup documentation. The contract time period is five (5) years with (two) 2 - five year options. This system will be utilized by all departments.

Additionally, it is requested authorization for City staff to negotiate, City Attorney's office to review, and the Mayor be authorized to execute any related contract documents, agreements and budget transfers necessary during the contract.

BACKGROUND:

The FHRMS review committee directed the City Purchasing Department to issue an RFP to obtain firms to do the work noted above. The RFP responses were reviewed and evaluated according to the criteria in the RFP. A "short list" of firms was created and those firms made presentations to the City. Site visits were requested of the two (2) highest rated proposers. Members of the review committee did on site inspections as noted in the backup. Approval of this item will allow this project to continue to go forward.

.....
*Motion made, seconded and unanimously carried to approve Change Order No. 2 (Construction Change) to Demolition Materials for "F.A.A. & Weather Bureau Building Demolition" for an increased amount of \$9,000.00 to remove and dispose of concealed manholes, concrete encased ducts and concrete RCP.

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT201-296 POLICE

The Department proposes to make the following changes to the budget for the Breath & Alcohol Program to insure sufficient funding for the remainder of this fiscal year. This will allow for the purchase of supplies and replacement equipment to continue the program. Funding is provided from the fines levied for DWI/DWU by the courts.

| | | | | |
|----------|-------------|------|----------------------|-----------------------|
| Increase | \$34,298.66 | to | 150070/500239/107002 | Estimated Rev |
| Decrease | \$ 218.00 | from | 150070/500239/202215 | Outside Contr |
| Increase | \$ 1,837.24 | to | 150070/500239/202229 | Office Equip Maint |
| Increase | \$ 314.68 | to | 150070/500239/203100 | Office Supplies |
| Increase | \$ 4,510.86 | to | 150070/500239/203101 | Minor Office Equip |
| Increase | \$ 27.00 | to | 150070/500239/203103 | Pubs & Subs |
| Increase | \$ 709.88 | to | 150070/500239/203104 | Minor Comp Equip |
| Increase | \$ 114.95 | to | 150070/500239/203105 | Desktop Software |
| Increase | \$ 237.66 | to | 150070/500239/203111 | Cleaning Supplies |
| Increase | \$ 8,812.10 | to | 150070/500239/203112 | Clinical/Med Supplies |
| Increase | \$ 1,958.41 | to | 150070/500239/203117 | Equip Maint Supplies |
| Increase | \$ 1,332.85 | to | 150070/500239/203122 | Maint Suppl/Pts |
| Increase | \$ 4,839.03 | to | 150070/500239/204201 | Travel Exp-Empl |
| Increase | \$ 622.00 | to | 150070/500239/204414 | Prof Licenses |
| Increase | \$ 1,200.00 | to | 150070/500239/208008 | Major Office Equip |
| Increase | \$ 2,000.00 | to | 150070/500239/208010 | Data Proc Equip |
| Increase | \$ 6,000.00 | to | 150070/500239/208012 | Med-Scient Eq |

.....

*Motion made, seconded and unanimously carried to approve budget transfer BT201-300 FIRE

To establish Grant No. EME-2000-GR-0045. The grant targets youth who are at risk as juvenile fire-setters through education in fire prevention and arson prevention.

| | | | | |
|----------|----------|----|----------------------|-------------------------|
| Increase | \$12,500 | to | 150024/220102/203107 | Photo Film Videos |
| Increase | \$12,500 | to | 150024/220102/204410 | Public Inf Publications |
| Increase | \$25,000 | to | 150024/220102/106001 | State Grant Proceeds |

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT201-306 PUBLIC WORKS

Public Works proposes to appropriate \$136,539 to fund the TMC Operations Center. Funding source is 80% TXDOT CMAQ funds and 20% City Engineering Grant Match.

| | | | | |
|----------|-----------|------|------------------------|----------------------|
| Decrease | \$ 27,308 | from | 010048/01GEN101/201000 | Salaries |
| Increase | \$ 27,308 | to | 010048/01GEN101/206000 | City Grant Match |
| Increase | \$ 27,308 | to | 255002/PW0047/106003 | City Grant Match |
| Increase | \$109,231 | to | 255002/PW0047/106001 | State Grant Proceeds |
| Increase | \$136,539 | to | 255002/PW0047/201000 | Salaries |

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT201-307 PUBLIC WORKS

Public Works proposes to appropriate \$17,126 to fund the Union Plaza Streetscape for work performed on behalf of Time Warner & El Paso Electric. Funding source is Time Warner and El Paso Electric Company.

| | | | | |
|----------|----------|----|----------------------|---------------|
| Increase | \$14,731 | to | 255001/501559/105067 | Reimb Expense |
| Increase | \$14,731 | to | 255001/501559/208027 | Construction |
| Increase | \$2,395 | to | 255001/501390/105067 | Reimb Expense |
| Increase | \$2,395 | to | 255001/501390/208027 | Construction |

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT201-312 AIRPORT

To increase appropriation for use of electricity at the new cargo complex based on current year-to-date use.

| | | | | |
|----------|----------|----|----------------------|-----------------------|
| Increase | \$30,000 | to | 620004/204100 | Electricity |
| Increase | \$30,000 | to | 620004/107001 | Intrafund Transfer In |
| Increase | \$30,000 | to | 620018/500002/107002 | Estimated Revenue |
| Increase | \$30,000 | to | 620018/500002/207001 | Intrafund Trsfer Out |

.....
*Motion made, seconded and unanimously carried to approve the request of Generation 2000 to hold a parade on March 31, 2001 from 12:00 p.m. to 1:00 p.m. Route: Assemble at Eastwood High School, east on Montwood, end at Hanks High School. Approximately 150 persons and 15 automobiles will take part and 1,000 spectators are anticipated. Permit No. 01-011.

.....
Motion made, seconded and unanimously carried to move to the regular agenda the request of the El Paso Fair Lending Coalition to hold a demonstration on March 9, 2001.

Representative Ortega asked if there was a cost to the City for this.

Ms. Susannah Byrd, El Paso Fair Lending Coalition, was present to answer questions.

Captain Mike Gill, El Paso Police Department, stated there is no cost and the Police Department will utilize a District car for this event.

Motion made by Representative Medina, seconded by Representative Hernandez and unanimously carried to approve the request of El Paso Fair Lending Coalition to hold a demonstration on March 9, 2001 from 11:45 a.m. to 1:00 p.m. at San Jacinto Plaza. Approximately 200 persons will take part. This request includes permission to use amplification (1 microphone, 2 speakers, 50-100 watt amplifier, bullhorns). Permit No. 01-012.

.....
Motion made by Representative Sumrall, seconded by Representative Hernandez and unanimously carried to move this item to the forefront.

Representative Medina was not present for the vote.

ORDINANCE 14782

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. SU-99015 TO SATISFY PARKING REQUIREMENTS FOR PARCEL I, DESCRIBED AS ALL OF TRACTS 1 AND 2, AND A PORTION OF TRACT 3, SILVERWOOD SUBDIVISION, EL PASO, EL PASO, EL PASO COUNTY, TEXAS (5005 LOVE ROAD), AND ON PARCEL II, DESCRIBED AS LOT 1, BLOCK 1, ROSEMONT AMENDING SUBDIVISION, EL PASO, EL PASO COUNTY, TEXAS (4965 LOVE ROAD) PURSUANT TO SECTION 20.12.040R AND THE PENALTY BEING AS PROVIDED IN CHAPTER 20.68 OF THE EL PASO MUNICIPAL CODE.**

Mayor Carlos M. Ramirez stated the Planning Department will present the case to Council, then three individuals for the item will speak, followed by three individuals against the item.

Ms. Pat Aauto, Interim Planning Director, showed slides of the property and explained the background regarding it. She stated that this is a Special Permit application for a church, approximately 2.75 acres in size. She explained the request is for a Special Permit to use the adjacent property, 4965 Love Road, as off-site, off-street parking for the church. The City Plan Commission considered this application at the September 7th hearing and recommended 4-0 to approve the Special Permit request. She pointed out that this comes under Section 211.006(d) of the Local Government Code, which must receive 7 affirmative votes. She said this Special Permit request has received heavy opposition.

Mayor Carlos M. Ramirez and Representatives Sumrall, Cook, Ortega, Sariñana, Escobar and Hernandez made comments.

Mr. Harrel Davis, St. Mark's church representative, made a presentation to Council Members on behalf of the Church.

Mr. Frank Ainsa, representing Ms. Alma Ramsey, property owner on Oleander, made a presentation to Council Members on Ms. Ramsey's behalf.

Mr. Charlie McNabb, City Attorney, stated he would allow Mr. Ainsa to present his case and would advise Council Members regarding their comments. He explained that this is a permit for parking only and Council Members should address their remarks toward the granting or denial of a permit for this parking.

Ms. Alma Ramsey, adjacent property owner at 220 Oleander, expressed her concerns to Council Members. She respectfully asked that Council Members deny the special permit.

Mr. Richard Dempsey, Jr., appraiser, explained that prior to the construction of the wall and parking lot, the home was appraised at \$120,000.00. The Central Appraisal District's September 25th, 2000 printout stated the total value of Ms. Ramsey's home was \$120,076.00

Motion duly made by Representative Medina, seconded by Representative Sumrall that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....

ORDINANCE 14783

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF ALL OF TRACTS 17-C-8, 17-C-11 AND 17-C-35, SECTION 8, BLOCK 79, TOWNSHIP 3, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, EL PASO, EL PASO COUNTY, TEXAS (ST. VITUS PLACE AT ST. JUDE AVENUE) FROM R-3 (RESIDENTIAL) TO R-3A (RESIDENTIAL). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Ms. Pat Aauto, Interim Planning Director, advised Council Members that this Ordinance and the following Ordinance have evoked conditions of Section 211.006(d) of the Local Government Code for both the rezoning and special permit.

Representative Escobar explained he has spoken with the representative of the opposition and based on Representative Escobar's discussion, he understands the representative has withdrawn the opposition.

Motion duly made by Representative Escobar, seconded by Representative Medina that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....

ORDINANCE 14784

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. SU-00026 TO ALLOW FOR A PLANNED RESIDENTIAL DEVELOPMENT ON ALL OF TRACTS 17-C-8, 17-C-11 AND 17-C-35, SECTION 8, BLOCK 79, TOWNSHIP 3, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, EL PASO, EL PASO COUNTY, TEXAS (ST. VITUS PLACE AT ST. JUDE AVENUE) PURSUANT TO SECTION 20.12.040A (ZONING) OF THE EL PASO MUNICIPAL CODE.**

287

Motion duly made by Representative Hernandez, seconded by Representative Medina that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar, Sariñana and Hernandez

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
RESOLUTION

WHEREAS, the Building Official and the Fire Marshal of the City of El Paso have conducted an investigation and have reported to the City Council in writing that they are of the opinion that the structure located on the property at 1210 E. Paisano Dr., Apt. B, in El Paso, Texas, which property is more particularly described as follows:

Lots: The West 60 feet of Lot 10 and the West 60 feet of the North 23 feet of Lot 9, Block 71, Magoffin's Addition, an addition in the City of El Paso, El Paso County, Texas, according to the City Block Map in the Office of the County Clerk of El Paso County, Texas

is dilapidated, substandard, and unfit for human habitation or use; and is a hazard to public health, safety, and welfare; and

WHEREAS, Edmundo Gonzales, 1210 E. Paisano Dr., Apt. A, El Paso, Texas 79901 record Owner, and all mortgages and lienholders were duly notified according to law to appear at a public hearing before City Council at 9:00 a.m. on March 6th, 2001; and

WHEREAS, Jorge Garcia son of the owner Edmundo Gonzales, APPEARED,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That City Council having heard the evidence, makes the following findings:
 - a. That the structure located on said property is substandard, unfit for human habitation or use, and therefore a hazard to the public health, safety, and welfare; and
 - b. That the structure is not in substantial compliance with municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
 - c. That the structure can be repaired.
2. That the City Council hereby orders Owner to comply with the following requirements:
 - a. That the Building be secured from unwanted entry within (30) days; and
 - b. That the premises be cleaned of all weeds, trash and debris within (30) days; and
 - c. That the Building and premises be maintained and secured until rehabilitated; and

- d. That a public hearing be scheduled for May 1st, 2001 in the City Council Chambers, to determine, if the Council Order has been complied with and if not to determine penalties; and
 - e. That the Owner of said Building are hereby ordered to comply with all requirements of the Resolution; and
 - f. That upon failure of the Owner to comply with this Resolution, any mortgages, lienholder, and other persons having an interest in the property have an additional ten (10) days to secure the Building and maintain the Building secure and clean the premises of all weeds, trash, and debris; and
- 3. That upon failure of the Owner to comply with this Order, the City of El Paso through its Deputy Director of Building Services shall secure the Building and maintain the Building secure and clean the premises of all weeds, trash, and debris at its own expense, but for and on account of the Owners of said property; and
 - 4. That said Owner shall become personally liable for all costs incurred by City in connection with securing and maintaining the Building secure and cleaning the premises of all weeds, trash and debris; and
 - 5. That the costs incurred by the City in connection with securing and the cleaning the premises of all weeds, trash, and debris shall become due and payable within thirty (30) days of the date of completion of the work and such cost shall be assessed as a lien against the property unless paid; and
 - 6. That upon failure of the Owner to comply with this Order, one or all of the following actions will be taken:
 - a. The City will perform any and all work needed to bring the property into compliance with this order, at its own expense but for and on account of the Owner of said property, the cost of which shall be assessed as a lien against the property; and
 - b. That upon failure of the Owner to comply with this order the City Council may assess a civil penalty against the property Owner in an amount not to exceed \$1,000.00 a day for each violation or, if the Owner shows that the property is the Owners lawful homestead, in an amount not to exceed ten (10) dollars a day for each violation; and
 - c. That upon failure of the Owner to comply with this order, the Owner may be confined in jail as permitted by state law; and
 - 7. That upon failure of the Owner, any mortgages or lienholders to restore the Building so that it complies with all relevant City Code requirements, the City of El Paso, if applicable, may bring an action in District Court to request appointment of a receiver for the rehabilitation of said property pursuant to Section 214.003 of the Texas Local Government Code; and
 - 8. The Owner, any mortgagees, or lienholders have a right to appeal these findings to a court of competent jurisdiction within ten (10) days after notice of this Resolution. The findings shall become final after ten (10) days of receipt of Notice; and

284

9. That any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of assessment until paid in full; and
10. That the City Clerk is ordered to cause copies of this Resolution to be served on the record Owner and all other persons having interest in the property as provided by law.

Mr. Juan Sandoval, Tax Assessor Collector, stated that this property has delinquent taxes in the amount of \$389.47 for the year 2000.

Representative Hernandez asked why only Apartment B and not the whole complex.

Mr. Thomas Maguire, Building Services, explained there are two buildings on the site; one is occupied by the owner and the other is an abandoned commercial building. Mr. Maguire read from a prepared statement and reiterated the taxes due.

Mr. Edmundo Gonzales, property owner, gave Council Members a history of the deterioration of his property.

Representative Hernandez asked if Mr. Gonzales would board up his property until such time as it can be fixed. She encouraged Mr. Gonzales to find a reputable individual to assist him in his endeavors.

Mr. Gonzales responded yes he would.

Motion made by Representative Hernandez, seconded by Representative Medina and unanimously carried to accept the department's recommendation and adopt the above resolution.

.....
*Motion made, seconded and unanimously carried to delete the request that selection be made by City Council to appoint one of the following three candidates to the PSB in accordance with Ordinance 752, as amended:

1. Jesus (Jesse) A. Alvarez
2. Lester L. Parker
3. Pete Payan, Jr.

Mayor Carlos M. Ramirez stated that this item will be deleted due to one of the candidates withdrawing his name.

Representative Cook asked which candidate it was.

Mayor Ramirez responded Mr. Alvarez.

.....
Motion made by Representative Hernandez, seconded by Representative Sumrall and unanimously carried to accept the annual report from the Ethics Review Commission. (Report on file in the Office of the City Clerk)

Ms. Marguerite Davis, Chair of the Ethics Review Commission, thanked Council Members and introduced Henry Reyes, Alonso Flores, Frances Wever, Benny Benavides, Carlos Sandoval and Lee Romero. Ms. Davis presented Council Members with the Ethics Review Commission's annual report.

Representative Sumrall asked Ms. Davis what impact would her suggestion regarding the "Reportable Gifts" paperwork have on the City Clerk's office.

Ms. Davis responded that this would be part of the deliberations.

Representative Sumrall asked that when an item is placed on the agenda would this be considered "discussion and action". She stated she has difficulty with the Commission sending the complaint ' Council Members to decide due to the "political" environment, she suggested that this might be sent to the City Attorney instead.

Ms. Davis explained that this is "advisory" and that the Commission would send the complaint to Council Members and that Council Members would have control over the decision.

Ms. Elaine Hengen, Assistant City Attorney, clarified that the Commission is presenting their annual report and their recommendations for proposed changes to the Ordinance, consequently, Council can accept their report and proposed revisions or Council Members can determine whether revisions might be necessary.

Representative Sumrall asked Ms. Hengen whether she has reviewed these recommendations. She asked how this would impact Civil Service employees.

Ms. Hengen replied she has been working with the Commission for months and has been assisting them in drafting their language. Ms. Hengen stated that the Commission would review three categories of Officials: 1. Members of Council; 2. Any member of a Board, Commission or Committee of the City; and 3. Volunteers who work for the City. A Civil Service employee would not be subject to review of the Ethics Review Commission; however, any complaints regarding an employee of the City would be referred to the Civil Service Commission.

Mayor Carlos M. Ramirez thanked Ms. Davis and the Commission on their hard work. He suggested that the Council Members make a motion to accept the report. It was determined that there needs to be a Legal Legislative Review Committee meeting to bring recommendations to Council for final approval.

Ms. Davis stated that Council Members need to weigh how important gift reporting is.

Representative Medina explained that he would like to see actual violations of the Ethics Ordinance investigated, not a duplication of efforts or wasting staff member's time.

Mr. Carlos Sandoval, Ethics Review Commission Board Member, stated that there is some confusion and asked Ms. Hengen to clarify.

Ms. Hengen clarified that the language in the draft of the proposed Ordinance would require Council Members, Department Heads and the Executive Assistants to the Mayor to file the Reportable Gift form every month regardless of whether or not they had received gifts. The approximately 450 Board, Commission and Committee members would file the form only when they received a gift during that month.

Representative Medina stated that the City should give the Ethics Review Commission the power to investigate and subpoena individuals who have violated the Ordinance.

Representative Sumrall suggested Ms. Carole Hunter, City Clerk, attend the Legal Legislative Review Committee meeting due to the possible impact this may have in her office.

Representative Cook complimented the Ethics Commission on their diligent work they have done.

Ms. Davis responded to Representative Medina's comments asking if Council wants the Ethics Review Commission to review the Reportable Gifts form. She added if Council thinks this is important, then a system needs to be considered.

Representative Medina responded that the City does have a system for reporting gifts; however, if there is nothing to report, this would be an incredible waste of paper.

Ms. Davis agreed with Representative Medina's comments, however, the Commission was uncertain as to what to do.

Representative Ortega thanked the Committee and suggested filing the reports on a quarterly basis. He cautioned the Commission to ensure that this process be fair and not consider false accusations. He explained, for the public, what information is required in the "Financial Disclosure Form". He challenged other public entities to follow what the City is doing.

Ms. Davis stated there is a wide range of what is accountable.

Representative Hernandez thanked the Commission.

.....
RESOLUTION

A RESOLUTION AUTHORIZING CITY STAFF TO WORK WITH THE CONVENTION AND VISITORS BUREAU SPORTS AND ENTERTAINMENT COMMITTEE AND EL PASO COUNTY TO ESTABLISH A SPORTS AUTHORITY OR COMMITTEE TO FURTHER STUDY THE FINDINGS AND RECOMMENDATIONS OF C. H. JOHNSON CONSULTING, INC. OR OTHER ENTITIES REGARDING A DOWNTOWN SPORTS ARENA AND COUNTY COLISEUM SPORTS COMPLEX.

WHEREAS, the City of El Paso, Texas (the "City") and El Paso County, (the "County") have, through the El Paso Convention and Visitors Bureau's Sports and Entertainment Committee, (the "Sports Committee") received a study report (the "Report") from an expert consultant in the area of convention, sport and real estate; and,

WHEREAS, the Report makes a favorable recommendation for a downtown arena and sports complex in the City and near the County Coliseum respectively; and,

WHEREAS, the City and the County desire to work with the Sports Committee to establish a Sports Authority or Committee to further study the findings of the Report; NOW THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

The City Council hereby authorizes City Staff to work with the Convention and Visitors Bureau Sports and Entertainment Committee and El Paso County to establish a Sports Authority or Committee to further study the findings of the Report from C. H. Johnson Consulting, Inc., an expert consulting firm in the area of convention, sport and real estate matters or other entities recommending an arena and sports complex in downtown El Paso and near the County Coliseum respectively.

Mayor Carlos M. Ramirez explained that a joint meeting with the County was held last week at which time the Sports Committee presented a report prepared by the consultant, C. H. Johnson Consulting. As a result of this meeting, Council will approve the Resolution that will direct the Sports and Entertainment Committee to form a Committee to further move this process along. Mayor Ramirez thanked the group for their diligent efforts.

Representative Cook stated he was disappointed with some of the recommendations such as: 1) not considering the impact that the Sports Complex would have to the Zoo, 2) not considering the impact of a "one stop vehicle inspection"; and 3) that the Committee did not evaluate the site next to Cohen Stadium which would have maximized the use of currently owned City property.

Representative Sumrall stated she was concerned that the Resolution states the Committee is to look at the recommendations of C. H. Johnson Consulting, she would not want to put restrictions on the Commission/Committee/Authority of looking only at these recommendations. She would like to leave this open and added that they make any other recommendations.

Mayor Ramirez recommended adding the words "or other entities" to the following language located within the Resolution "...to further study the findings and recommendations by C. H. Johnson Consulting, Inc. or other entities regarding a Downtown Sports Arena...".

Representative Hernandez explained she had spoken with the City Manager of Midland and stated Midland will be building two stadiums, one of which will seat 15,000 people. She asked that those individuals making the recommendations speak with the City Manager of Midland regarding financing, etc.

Representative Medina commended Council Members and staff for not rushing into building the arena.

Representative Ortega stated that the City is doing their due diligence and not investing in a "white elephant".

Representative Rodriguez recommended that before the individuals come back to Council with their recommendations, that they go through the Central Business District Association and Legislative Review.

Motion made by Representative Escobar seconded by Representative Medina and unanimously carried to approve the above Resolution as revised to add the words "or other entities".

.....
ADDITION TO THE AGENDA

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to accept, on behalf of the City of El Paso, the following gifts identified further in Exhibit A: (Exhibit on file with this Resolution in the City Clerk's office)

1. One (1) lithograph by artist Sam Francis entitled "Dark Cup" offered by David Anderson Art;
2. One (1) oil on panel painting by artist Connie Goldman entitled "Sky" offered by the artist;
3. One (1) oil on panel painting by artist Connie Goldman entitled "Hybrid" offered by the artist;
4. One (1) etching and aquatint by artist Dorothy Hay entitled "West Yandell" offered by Nancy Hamilton and;
5. One (1) etching and aquatint by artist Dorothy Hay entitled "Kittens and Sunflowers" offered by Nancy Hamilton.

Motion made by Representative Hernandez, seconded by Representative Escobar and unanimously carried to approve the above Resolution.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor and City Council accept the recommendation from the Parks and Recreation Advisory Board to rename Hacienda Park and Park Facilities (Hacienda Park Shelter & Hacienda Indoor Swimming Pool) to "LIONEL E. FORTI".

Representative Sariñana stated it is an honor to make this recommendation to Council Members. He expounded on the community efforts of Mr. Forti.

Mr. Charles Nutter, Director of Parks & Recreation, explained this was a long petition and a lot of people were in attendance at the public hearing in support, there was no opposition. This item has run the gamut of the Park Board's selection process and is being recommended for approval.

Mr. Rudy Resendez, retired educator, explained the processes that were taken to bring this Resolution to Council Members today. The park is located at Giles and Phoenix Streets. Mr. Resendez recognized Dr. Joseph Torres, who was instrumental in participating in the writing of the guidelines for the parks renaming. Mr. Resendez explained the contributions to the community made by Mr. Forti. Mr. Resendez commended Parks Board members Lorraine Huitt and Gus Haddad, as well as the Parks and Recreation Department and Council Members.

Representative Sumrall asked if this park renaming falls under the new guidelines.

Mr. Charles Nutter, Director of Parks & Recreation, responded yes this park renaming is the first under the new guidelines.

Representative Cook pointed out he was happy to see the name changed while Mr. Forti is alive.

Representative Ortega stated there is a Parks Board meeting this evening and he has two items on the agenda. The following will be going through the renaming process: Sunridge Park to be renamed "Sal Berroterran Park" and Vista Real Park renamed as "Chester Jordan Park".

Representative Hernandez stated that she has an item on the Parks Board agenda as well. It is a recommendation that the Missouri Center be renamed after Leona Washington, who has given years of service to that area.

Mr. Resendez stated that the rules and regulations were not altered in this case. Mr. Forti met all the requirements as specified in the guidelines.

Representative Sariñana asked when the new sign would be put up and how much would it cost.

Mr. Charles Nutter, Director of Parks & Recreation, explained that the Department did not have the funds to do so and that a neighborhood collection would be taken. Mr. Nutter stated it might be \$2,000.00. Representative Sariñana stated he wanted this project to move forward and that he would utilize his discretionary funds to pay for the new sign.

Motion made by Representative Sariñana, seconded by Representative Hernandez and unanimously carried to approve the above Resolution.

.....

Discussion was held to consider the recommended projects and draft documentation to be included as part of the 2001 All-America City Award application, as submitted by the All-America City Committee and recommended by the Planning Legislative Review Committee.

Mayor Carlos M. Ramirez stated that the City applied for the All-America City Award in the late 1960's and 1970. The City needs the validation of a third party to feel the pride of being an "All-America City". Last year a Committee was established to go over the provisions and guidelines of the application. The Committee has done a tremendous amount of work and were very ably assisted by the Planning Department. The Commission is here today to present their recommendations.

Representative Cook asked what was the source of funds. Ms. Monica D. Cunningham, Chief Administrative Officer, explained that Council allocated \$1,000.00 to this project when the Committee was appointed.

Ms. Pat Aauto, Interim Planning Director, explained that the All-America City Award is sponsored by the National Civic League, a community recognition program that awards civic excellence. The intent of the program is to highlight public and private partnerships that address critical local issues. The deadline to submit the application is March 29, 2001. She explained that the application has three parts: 1) Part One deals with the Committee background narrative that requires the Community to establish and identify two of its major pressing challenges; 2) Part Two addresses those challenges identified in Part One; and 3) Part Three must focus on youth and issues that face children in the community.

Dr. Yolanda Rodriguez Ingle, Committee Chair, introduced two members of the Committee present today, Henry Reyes and Ali Boureslan, followed by a PowerPoint presentation to Council Members. Dr. Ingle explained that the All-America City Award has been in existence for 52 years and invigorates a community's sense of pride. In 1970, El Paso did receive the All-America City Award and perhaps this year will receive the Award again. Dr. Ingle thanked all Committee members for their hard work. She explained that different groups and committees made various presentations to the Committee.

Dr. Ingle explained that Part One consists of the history and demographics of El Paso. She added that the three challenges submitted to the Committee were to: 1) increase El Paso's political involvement and translating this into economical development opportunities; 2) improve Border Regional Health; and 3) improve the educational opportunities for youth. The Committee selected the El Paso's Legislative Agenda, Walk El Paso and El Paso's Collaborative for Academic Excellence which have definite quantifiable results that are commendable. She stated Part Three was in reference to civic infrastructure, what role do non-profit organizations, businesses and government have in the El Paso community and how does El Paso celebrate its diversity, regional challenges and strengthen its ability to solve problems.

Representative Hernandez thanked the Committee for their hard work; however, she stated she was surprised that more consideration was not given to the Empowerment Zone. She stated that the Empowerment Zone incorporates all those ideals mentioned above and expanded on the impact that the Empowerment Zone has made. She stated that El Paso was one of 15 other cities to have the designation of an Empowerment Zone. She asked if the Empowerment Zone qualifies for this particular designation.

Ms. Pat Aauto, Interim Planning Director, stated that the Empowerment Zone does qualify as an eligible project. She stated that the Committee has provided Council Members with their recommendations; however, Council Members need to decide what the three challenges are.

Representative Sumrall thanked the Committee for their excellent recommendations. She stated she is concerned that there is not a track record surrounding the Empowerment Zone and stated Walk El Paso is a wonderful community initiative.

Dr. Ingle reiterated that in the text of the document there is mention of the Empowerment Zone.

Representative Cook hoped that Council Members would follow completely the recommendations presented by the Committee. He stated he attended an early Committee meeting and gave his comments and recommendations at that time. He added the Empowerment Zone should not be incorporated in the document and to substitute one project for another would not be appropriate. Representative Cook moved to approve the recommendation as submitted.

Representative Medina stated that the Empowerment Zone should be woven into the scope of one of the challenges somehow.

Mayor Carlos M. Ramirez clarified that the City initiated the Empowerment Zone along with other partners.

Representative Hernandez stated that over 150 volunteers worked on the application for the Empowerment Zone. She moved that the Empowerment Zone be included as one of the three challenges even if it would mean doing away with the Legislative Agenda. Representative Hernandez stated the Empowerment Zone should be named as one of the challenges and not included as part of the narrative.

Mayor Ramirez stated that Council Members need to be unanimous in their vote for the Committee's recommendations.

Dr. Ingle explained that the Committee welcomes Council Members suggestions and the Committee has not submitted an application in many years. She stated that there are very specific guidelines that the Committee must follow. She stated that the Empowerment Zone is mentioned at the beginning of the narrative. She suggested that the Empowerment Zone might be a project in next year's application.

Representative Hernandez stated that the City may lose the Empowerment Zone due to the administration in office now. Representative Hernandez made a Motion to incorporate the Empowerment Zone as one of the projects, Representative Sariñana seconded.

Mayor Ramirez stated that only three projects can be submitted.

Representative Sariñana stated Walk El Paso is not a City initiated project.

Ms. Aduato explained that the way the instructions read, the projects do not have to be City initiated but they must show partnership between the public and private organizations to advance these projects. The text regarding the Empowerment Zone is in Part One which discusses other community successes. She pointed out that the National Civic League is not a branch of the federal government.

Representative Hernandez stated the Empowerment Zone is inclusive of all three challenges: housing, job training, incentive for businesses and the education component.

Representative Ortega explained that the Empowerment Zone is very important and it should be intertwined in the application.

Dr. Ingle stated that the Empowerment Zone could be subsumed in Part One and integrated into the Legislative Agenda. She asked Council Members if the Empowerment Zone is one of the projects to be emphasized as it does it have the quantifiable results that Council Members think would demonstrate the best interests of this community.

Representative Sariñana read from a document regarding the Empowerment Zone's accomplishments. He feels Walk El Paso should not be one of the projects.

Dr. Ingle stated that the Committee was here to present their recommendations and Council has the authority to decide what they want.

Representative Rodriguez asked how many homes, jobs and training has the Empowerment Zone impacted. She stated the Committee needs to have quantitative numbers.

Mr. Ali Boureslan, Committee Member, stated that the projects must be unique. The Empowerment Zone is in 15 other cities in the United States.

Mayor Ramirez stated that one project must address youth, one must address health and one must address political involvement as per the Committee. Council Members must decide which project will be taken out if the Empowerment Zone should be added.

Representative Medina stated he would not support a motion that changes any of the Committee's recommendations. He would; however, support the addition of the Empowerment Zone in the El Paso Legislative Agenda project language.

Representative Escobar asked that Council Members make their recommendations to the Committee in writing. Representative Hernandez asked for a one week postponement. Mayor Ramirez stated that the application needs to be submitted.

Representative Hernandez made a motion to incorporate or include the Empowerment Zone as one of the proposed projects in the application. Representative Sariñana seconded.

Representative Sumrall, Representative Rodriguez, Representative Cook and Representative Escobar voted No.

Representative Medina, Representative Ortega, Representative Sariñana and Representative Hernandez voted Aye. Mayor Ramirez voted No to break the tie vote. Motion did not carry.

Motion made by Representative Cook, seconded by Representative Sariñana to accept the recommended projects and draft documentation to be included as part of the 2001 All-America City Award application, as submitted by the All-America City Committee and recommended by the Planning Legislative Review Committee and that the Committee incorporate the Empowerment Zone into the body strongly, but not as an individual project.

Representative Sumrall and Representative Hernandez voted No.

Representative Rodriguez, Representative Medina, Representative Cook, Representative Ortega, Representative Escobar and Representative Sariñana voted Aye.

Representative Sumrall stated this vote should be as close to unanimous as possible, and changed her vote to Aye. Motion carried 7 - 1.

.....
Motion made by Representative Medina, seconded by Representative Cook and unanimously carried to create a standing volunteer committee with the charge of reviewing and recommending the City submission of various applications for promotion and community recognition, as recommended by the Planning Legislative Review Committee.

Mr. Charlie McNabb, City Attorney, explained that there will be details brought to Council Members at a later date that will establish the number of members, length of terms, etc.

.....

276

RESOLUTION

WHEREAS, the All-America City application, a program of the National Civic League, recognizes exemplary grassroots community problem solving and is given to communities that cooperatively tackle their challenges and achieve results; and

WHEREAS, the City of El Paso was invited to submit an application for community recognition identifying projects with proven results and impacts which have pulled community resources; and

WHEREAS, the El Paso City Council authorized the preparation of an application and created the All-America City Committee on December 14, 1999 to review potential projects, prepare draft documentation, supervise the preparation of a formal application, and provide timely progress reports to the City Council; and

WHEREAS, the All-America City Committee submitted its recommendations to the Planning Legislative Review Committee on March 2, 2001 and received a favorable recommendation on its recommended projects and draft documentation; and

WHEREAS, the El Paso City Council approved the recommended projects and documentation submitted by the All-America City Committee and the Planning Legislative Review Committee, and finds that the application complies with the rules, procedures and criteria for project selection under the 2001 All-America City application; and

WHEREAS, funding was allocated by the El Paso City Council for an application fee to accompany the 2001 All-America City application;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the El Paso City Council approves the submission of a 2001 All-America City application by the Department of Planning, Research & Development, and further supports the recommended projects of the All-America City Committee included therein:

- "El Paso's Legislative Agenda," sponsored by the El Paso Chamber of Commerce and submitted to satisfy the political involvement challenge;
- "Walk El Paso," sponsored by the Paso del Norte Health Foundation and submitted to satisfy the health challenge; and
- "El Paso's Collaborative for Academic Excellence," sponsored by the University of Texas at El Paso and submitted to satisfy the education challenge.

2. That the El Paso City Council authorizes the Mayor to sign the completed 2001 All-America City application and all other related documents for submission prior to the March 29, 2001 deadline, and which shall be accompanied by an application fee in the amount of \$575.00.

Motion made by Representative Cook, seconded by Representative Rodriguez and unanimously carried to approve the above Resolution.

.....

Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance amending Ordinance #014772 providing for the 2001 General Election in the City of El Paso, calling for an election of officers, by adding voting stations and by adding a Proposition to authorize the lease of park land.
- B. An Ordinance permitting Coronado Baptist Church to use a portion of Frank Delgado Park from 10:00 AM until 4:00 PM on March 24, 2001 for a free kite flying EVENT. Fee: \$70.00

PUBLIC HEARING WILL BE HELD ON MARCH 20, 2001 FOR ITEMS A - B

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

.....
Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to sign an outgoing loan agreement for the loan of the Tom Lea painting "Rio Grande" to the White House. The loan will be an annual renewable loan and all related fees will be paid by the White House. This authorization is subject to the approval of the Museum's Accessions Committee and Advisory Board.

Representative Medina stated that this is a great honor that Mr. Tom Lea's painting will be displayed at the White House.

Ms. Elizabeth Schorr, Registrar at the Museum of Art, explained the painting is packed and ready to be transported to the White House.

Representative Cook stated this will be the second painting of Mr. Lea's to be displayed at the White House.

Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried to approve the above Resolution.

.....
***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign an Interlocal Facility Use Agreement between the CITY OF EL PASO, on behalf of the Parks and Recreation Department, and the HOUSING AUTHORITY OF THE CITY OF EL PASO to continue the Youth Outreach Program utilizing the Housing Authority facilities through August 3, 2001.

Motion made by Representative Cook, seconded by Representative Medina and unanimously carried that the City Council retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

| | |
|-----------------|--|
| Section 551.071 | CONSULTATION WITH ATTORNEY |
| Section 551.072 | DELIBERATION REGARDING REAL PROPERTY |
| Section 551.073 | DELIBERATION REGARDING PROSPECTIVE GIFTS |
| Section 551.074 | PERSONNEL MATTERS |
| Section 551.076 | DELIBERATION REGARDING SECURITY DEVICES |

- A. Rey Herrera, 00-C-296 (551.071)
- B. Andrew Cooper v. The City El Paso, et al, Cause No. 98-1720 (551.071)
- C. Cities of Mercedes and Weslaco v. Rio Grande Valley Gas Company and Southern Union Company d/b/a Southern Union Gas Company, Cause No. 4558-95-G-2 (551.071)
- D. Ralph Foster, 01-COL-002 (SM), (551.071)

Motion made, seconded and unanimously carried to adjourn the Executive Session and reconvene the meeting of the City Council, during which time motions were made as follows:

.....
Motion made by Representative Ortega, seconded by Representative Cook and carried that the claim entitled **REY HERRERA**; Our File No. 00-C-296 be **DENIED** as recommended by the City Attorney.

Representative Sumrall was not present for the Executive Session vote.
Representative Rodriguez abstained from voting on the Executive Session items.

.....
Motion made by Representative Ortega, seconded by Representative Cook and carried that the City Attorney be **AUTHORIZED TO WAIVE A JURY TRIAL** in the lawsuit entitled **ANDREW COOPER vs. THE CITY OF EL PASO, Cause No. 98-1720; Our File No. 98-S-26**, as recommended by the City Attorney.

.....
No action was taken regarding the Cities of Mercedes and Weslaco v. Rio Grande Valley Gas Company and Southern Union Company d/b/a Southern Union Gas Company, Cause No. 4558-95-G-2

.....
Motion made by Representative Ortega, seconded by Representative Cook and carried that the property damage claim against Ralph Foster, file number 01-COL-002 (SM), be **settled** in its entirety as recommended by the City Attorney and that the Mayor be authorized to sign, on behalf of the City, the Department of Public Safety's "Installment Agreement," providing for payments over time and that upon satisfaction of the obligation, the Mayor be authorized to sign a release.

.....
Motion made by Representative Cook, seconded by Representative Sariñana and unanimously carried to adjourn this meeting at 1:28 p.m.

APPROVED AS TO CONTENT:

Carole Hunter

Carole Hunter, City Clerk

APPROVED AS TO FORM:



Charlie McNabb, City Attorney

